



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

[REDACTED]
Docket No. 1543-24
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) OPNAVINST 1160.8B, 1 Apr 19
(c) NAVADMIN 108/20, 15 Apr 20
(d) FY23 SRB Award Plan (N13 SRB 002/FY23), 18 Apr 23
(e) FY24 SRB Award Plan (N13 SRB 001/FY24), 3 Oct 23

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by CMSB memo 1160 Ser B328/022, 21 Feb 24
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that her naval record be corrected to show Petitioner reenlisted on 30 November 2023 for 4 years vice 4 October 2023 for 3 years and was eligible for and received a Selective Reenlistment Bonus (SRB).

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 15 August 2024 and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. On 21 November 2017, Petitioner entered active duty.

b. In accordance with reference (b), "...additional eligibility criteria will be published by NAVADMIN. If the current SRB NAVADMIN publishes the use of zones, the guidance regarding zones in table 1-1 must be adhered to. A member may receive only one SRB per zone during a career. When reenlisting for SRB, the reenlistment must take the member's new End of Active Obligated Service (EAOS) into the next SRB zone."

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c. In accordance with reference (c), this NAVADMIN announced revised SRB policy for Active Component and Full Time Support, superseding NAVADMIN 272/19. Sailors must now have reenlisted within 365 days of their EAOS (as opposed to 270 days required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who could have reenlisted at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.

d. On 17 July 2020, Petitioner reenlisted for 4 years with an EAOS of 16 July 2024 and received a Zone A SRB.

e. In accordance with reference (d), FY23 SRB Award Plan (N13 SRB 002/FY23), a Zone "A" SRB with an award level of 1.0 (\$30,000 award ceiling) for the MA rate was listed. Furthermore, no Zone "B" SRB for the MA rate was listed.

f. On 15 June 2023, Petitioner was issued official change duty orders (BUPERS order: 1663) with required obligated service to December 2026, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of October 2023. Petitioner's intermediate (01) activity was [REDACTED], [REDACTED], [REDACTED] for temporary duty under instruction with an effective date of arrival of 16 October 2023. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 30 December 2023 with a Projected Rotation Date (PRD) of December 2026. Obligated service to December 2026 is required for this assignment which may be satisfied by reenlistment or extension of enlistment. Circumstances such as potential monetary loss under critical skills bonus or SRB, refer to MILPERSMAN 1306-106 para 4. Use of NAVPERS 1070/613 only authorized for SRB eligible sailors.

g. In accordance with reference (d), FY24 SRB Award Plan (N13 SRB 001/FY24), a Zone "A" SRB with an award level of 1.5 (\$30,000 award ceiling) for the MA rate was listed. Furthermore, a Zone "B" SRB with an award level of 1.0 (\$30,000 award ceiling) for the MA rate was listed.

h. On 3 October 2023, [REDACTED] notified [REDACTED] that Petitioner's SRB with an award level of 1.5 Zone A request was granted based on a 3-year reenlistment effective 4 October 2023.

i. On 4 October 2023, Petitioner reenlisted for 3 years with an EAOS of 3 October 2026.

j. On 5 October 2023, Petitioner signed an agreement to extend enlistment for 2 months with a SEAOS of 3 December 2026 in order to incur sufficient obligated service to execute BUPERS order 1663.

k. On 8 October 2023, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 16 October 2023 for temporary duty.

l. On 16 October 2023, Petitioner was issued official modification to change duty orders (BUPERS order: 1663) with required obligated service to October 2023, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of October 2023.

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Petitioner's intermediate (01) activity was [REDACTED], [REDACTED], [REDACTED] for temporary duty under instruction with an effective date of arrival of 16 October 2023. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 30 December 2023 with a PRD of December 2026.

m. In November 2023, Petitioner was awarded Navy Enlisted Classification (NEC) P13A.

n. On 21 November 2023, Petitioner entered Zone B.

o. On 30 November 2023, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 4 January 2024 for duty.

p. In the advisory opinion, attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an error warranting the following corrective action. The Board concluded that on 15 June 2023, Petitioner was issued BUPERS order: 1663 with required obligated service to December 2026. At that time, reference (d) authorized a Zone A SRB and no SRB for Zone B. Reference (e) was published on 3 October 2023 authorizing SRB for Zones A, B, and C for the MA rate. On 3 October 2023, [REDACTED] notified [REDACTED] that Petitioner's SRB with an award level of 1.5 Zone A request was granted based on a 3-year reenlistment effective 4 October 2023. However, Petitioner had already received a Zone A SRB for her reenlistment on 17 July 2020 and in accordance with reference (b), a member may receive only one SRB per Zone in a career. On 21 November 2023, Petitioner entered Zone B. The Board determined that Petitioner should have been advised to reenlist for 4 years upon entering Zone B. On 30 November 2023, Petitioner would have been eligible to reenlist for 4 years and receive a Zone B SRB.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner's 2-month agreement to extend enlistment (NAVPERS 1070/621) executed on 5 October 2023 is null and void.

Petitioner executed an Administrative Remarks (NAVPERS 1070/613) on 5 October 2023 agreeing to extend enlistment for 29 months for OBLISERV to December 2026.

Petitioner was discharged and reenlisted on 29/30 November 2023 vice 3/4 October 2023 for a term of 4 years vice 3 years.

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Note: This change will entitle the member to a Zone "B" SRB with an award level of 1.0 (\$30,000 dollar award ceiling) for the MA rate. Remaining obligated service to 16 July 2024 will be deducted from SRB computation.

Note: The Board for Correction of Naval Records (BCNR) will not take any action with the Defense Finance and Accounting Service for the SRB payment. Petitioner's SRB payment will not be funded by the BCNR's Claims Line of Accounting (LOA). The Navy will secure funding via unexecuted SRB funds and will use their LOA to pay the SRB payment.

That a copy of this report of proceedings will be filed in Petitioner's naval record.

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

8/24/2024

